

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ADELPHIA RECOVERY TRUST,

Plaintiff,

- against -

KEYBANK NATIONAL ASSOCIATION, HSBC
BANK USA, NATIONAL ASSOCIATION, AND
FLEET NATIONAL BANK,

Defendants.

Case No.1:09-cv-00215 (RJA)

NOTICE OF MOTION FOR LEAVE TO FILE UNDER SEAL

PLEASE TAKE NOTICE that Plaintiff the Adelpia Recovery Trust (the “Trust”) shall move this Court, at the United States Courthouse, 68 Court Street, Buffalo, New York, on a date assigned by the Court, to grant it leave, pursuant to Fed. R. Civ. P. 5.2 and Local Rule 5.3(c), to file under seal Exhibit G to the Declaration of David J. Shapiro. Copies of the Document to be filed under seal will be sent via overnight delivery to the Chambers of Judge Richard J. Arcara.

Exhibit G is the Opinion and Order of the Honorable Judge Michael J. Kaplan, which was filed under seal in the United States Bankruptcy Court for the Western District of New York, AP No. 03-1292 K.

Dated: November 18, 2011
New York, New York

/s/ Aaron M. Bell
Aaron M. Bell

CERTIFICATE OF SERVICE

I, Aaron M. Bell, certify that on November 18, 2011, I filed the foregoing notice of motion to seal with the Court's ECF system and by doing so served a copy on the following counsel of record.

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Dated: November 18, 2011
New York, New York

/s/ Aaron M. Bell
Aaron M. Bell